

(15 U.S.C. 1417; delegations of authority at 49 CFR 1.50 and 501.8)

Barry Felrice,

Associate Administrator for Safety Performance Standards.

[FR Doc. 95-5964 Filed 3-9-95; 8:45 am]

BILLING CODE 4910-59-M

DEPARTMENT OF THE TREASURY

Office of the Comptroller of the Currency

Information Collection Submitted to OMB for Review

AGENCY: Office of the Comptroller of the Currency, Treasury.

ACTION: Notice of information collection submitted to OMB for review and approval under the Paperwork Reduction Act of 1980.

SUMMARY: In accordance with the requirements of the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35), the Office of the Comptroller of the Currency (OCC) hereby gives notice that it has sent to the Office of Management and Budget (OMB) a Paperwork Reduction Act Submission regarding an information collection titled Examination Questionnaire.

DATES: Comments on this information collection are welcome and should be submitted by March 31, 1995.

ADDRESSES: A copy of the submission may be obtained by calling or writing the OCC contact.

SUPPLEMENTARY INFORMATION: In accordance with the requirements of the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35), the Office of the Comptroller of the Currency (OCC) has sent to the Office of Management and Budget (OMB) a Paperwork Reduction Act Submission regarding the following information collection:

Type of Review: Expedited.

Title: Examination Questionnaire.

Description: The OCC will collect information from each recently examined financial institution regarding bank management's views on the OCC examination. The OCC will use this information to resolve identified difficulties in the examination process, and to improve its service to the banking industry. This is a revision of a similar information collection approved under the same OMB Control Number and titled Customer Service Information Collections.

Form Number: CC 2000-01.

OMB Number: 1557-0199.

Respondents: Businesses or other for-profit.

Number of Respondents: 3,200.
Total Annual Responses: 4,800.
Average Hours Per Response: 10 minutes.

Total Annual Burden Hours: 800.
OMB Reviewer: Milo Sunderhauf, (202)395-7340, Paperwork Reduction Project 1557, Office of Management and Budget, Room 10226, New Executive Office Building, Washington, DC 20503.
OCC Contact: John Ference or Jessie Gates, (202)874-5090, Legislative and Regulatory Activities Division, Office of the Comptroller of the Currency, 250 E Street, SW, Washington, DC 20219.

Comments: Comments regarding the submission should be addressed to both the OMB reviewer and the OCC contact listed above.

Dated: March 6, 1995.

James F.E. Gillespie,

Director, Legislative & Regulatory Activities.

[FR Doc. 95-5877 Filed 3-9-95; 8:45 am]

BILLING CODE 4810-33-P

Information Collection Submitted to OMB for Review

AGENCY: Office of the Comptroller of the Currency, Treasury.

ACTION: Notice of information collection submitted to OMB for review and approval under the Paperwork Reduction Act of 1980.

SUMMARY: In accordance with the requirements of the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35), the Office of the Comptroller of the Currency (OCC) hereby gives notice that it has submitted to the Office of Management and Budget (OMB) a request for OMB review of an information collection titled (MA)—Reports of Condition and Income (Interagency Call Report).

DATES: Comments on this collection of information are welcome and should be submitted by March 27, 1995.

ADDRESSES: A copy of the submission may be obtained by calling or writing the OCC contact at the Office of the Comptroller of the Currency, 250 E Street SW., Washington, DC 20219. ATTN: 1557-0081.

SUPPLEMENTARY INFORMATION: In accordance with the requirements of the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35), the Office of the Comptroller of the Currency (OCC) has submitted to the Office of Management and Budget (OMB) a request for OMB review of the following information collection:

Type of Review: Revision—Expedited.

Title: (MA)—Reports of Condition and Income (Interagency Call Report).

Description: National banks file reports pursuant to 12 U.S.C. 161 and other statutes. Data are used to evaluate and monitor the financial condition and earnings performance of individual banks as well as the entire banking industry.

The more significant proposed changes include expanded disclosures about a bank's involvement with off-balance-sheet activities, certain types of securities and certain reciprocal demand balances needed for deposit insurance assessment purposes. Further, the agencies would delete certain existing items, such as information regarding mandatory convertible debt, quarterly reconciliation of the agricultural loan loss deferral account, recoveries of "Special-Category Loans." Finally, the agencies would make several clarifying changes to the instructions.

Form Number: FFIEC 031, 032, 033, and 034.

OMB Number: 1557-0081.

Respondents: Businesses or other for-profit.

Number of Respondents: 3,400.

Total Annual Responses: 13,600.

Average Number of Hours Per Response: 37.9.

Total Annual Burden Hours: 515,440.

OMB Reviewer: Milo Sunderhauf, (202)395-7340, Paperwork Reduction Project 1557-0081, Office of Management and Budget, Washington, DC 20503.

OCC Contact: John Ference or Jessie Gates, (202) 874-5090, Legislative and Regulatory Activities Division.

Comments: Comments regarding the submission should be addressed to both the OMB reviewer and the OCC contact listed above.

Dated: March 6, 1995.

James F. E. Gillespie,

Director, Legislative & Regulatory Activities.

[FR Doc. 95-5878 Filed 3-9-95; 8:45 am]

BILLING CODE 4810-33-P

[Docket No. 95-05]

Preemption Determination

AGENCY: Office of the Comptroller of the Currency, Treasury.

ACTION: Notice and request for comments.

SUMMARY: The Office of the Comptroller of the Currency (OCC) is publishing for comment a written request for the OCC's determination of whether Federal law preempts the application of a Texas regulation that prescribes certain requirements relating to the signs and advertising used to identify branch

banking facilities located in Texas. This notice and request for comment is provided pursuant to section 114 of the Riegle-Neal Interstate Banking and Branching Efficiency Act of 1994. It is intended to provide interested persons with an opportunity to provide comments prior to the OCC's issuance of a final opinion letter responding to the request.

DATES: Comments should be submitted on or before April 10, 1995.

ADDRESSES: Comments should be sent to the Communications Division, 250 E Street SW., Third Floor, Washington, DC 20219. Attention: Docket No. 95-05. Comments will be available for inspection and photocopying at the same location. Appointments for inspection of comments can be made by calling (202) 874-4700.

FOR FURTHER INFORMATION CONTACT: Sue E. Auerbach, Senior Attorney, Bank Activities and Structure Division, (202) 874-5300.

SUPPLEMENTARY INFORMATION:

Background

Section 114 of the Riegle-Neal Interstate Banking and Branching Efficiency Act of 1994 (section 114), Pub. L. 103-328 (12 U.S.C. 43), generally requires the OCC to publish in the **Federal Register** a descriptive notice of certain requests that the OCC receives for preemption determinations. The OCC must publish this notice before it issues any opinion letter or interpretive rule concluding that Federal law preempts the application to a national bank of any State law regarding community reinvestment, consumer protection, fair lending, or the establishment of intrastate branches (four designated areas). The OCC must give interested persons at least 30 days to submit written comments, and must consider the comments in developing the final opinion letter or interpretive rule. The OCC must publish in the **Federal Register** any final opinion letter or interpretive rule that concludes that Federal law preempts State law in the four designated areas. Section 114 also provides certain exceptions, not applicable to the present request, to the **Federal Register** publication requirements.

Specific Request for OCC Preemption Determination

The OCC has been asked to determine whether Federal law preempts the application of Texas Rule 3.92, 7 Tex. Admin. Code Section 3.92 (Rule), "Naming and Advertising of Branch Facilities," in its entirety, to national banks. The Rule was adopted by the

Texas State Finance Commission on August 19, 1994, pursuant to Texas Civil Statutes Section 342-917, "Identification of Facilities," which generally provides that a bank may not use any form of advertising that implies or tends to imply that a branch facility is a separate bank.

The Rule prohibits advertising of a branch facility in a manner which implies or fosters the perception that a branch facility is a separate bank. While the Rule applies to all banks located in Texas, its provisions and prohibitions would most directly affect those banks that have what might be termed a "generic name" followed by a "geographic modifier" (e.g., First National Bank of Dallas, Second State Bank of Austin), rather than what the Rule terms a "unique legal name" such as "Jones National Bank" or "Smith Bank." The principal provisions of the Rule include the following:

1. Upon acquisition of one bank to serve as a branch of another bank, use of the prior name of the extinguished bank to identify the acquired bank facility is prohibited on all signs, advertising and bank documents.

2. A sign directing the public to a branch facility must contain either the legal name of the bank or a unique logo, trademark, or service mark of the bank. If a separate identifying name is used for the branch facility that either contains the word "bank" or does not contain the word "branch" and further does not identify the facility as a branch, then an additional sign at the branch facility must identify the legal name of the bank and identify the facility as a branch. This additional sign, for example, could consist of lettering on the entrance door or any other lettering visible to the public.

3. The legal name of a bank is the full bank name as reflected in its charter, except that in signs and advertising a bank may omit terms which are either indicators of corporate status (N.A., Inc., Corp., L.B.A.) or geographic modifiers. However, where a bank without a unique legal name proposes to establish a branch facility (other than one within the city of domicile) within the same city as or within a 30-mile radius of a pre-existing facility of a bank with the same or substantially similar legal name, the bank must either include the geographic modifier on its signs, disclose the city of its domicile on all signs directing the public to the branch, or else put up a separate sign notifying the public that the facility is a branch.

4. If a bank without a unique legal name chooses not to place the signs as described in the foregoing paragraph, then the Rule requires the bank to

provide notice to all existing bank facilities of other banks within the same banking market as the proposed branch location that have the same or substantially similar legal name, disregarding geographic modifiers, specifically advising the recipient of the name to be used in connection with the proposed branch facility. Banks so notified then have the opportunity to file a protest regarding the name of the proposed branch with the Texas State Banking Commission (for state banks) or with the OCC (for national banks).

5. While banks in Texas, like other businesses, may operate under an assumed or professional name, they may not use an assumed name to evade the Rule.

6. The Rule does not prescribe specifics such as number, size, or location of signs, size of lettering, and so on. Further, it does not require that branch names, signs, or advertising be approved by any regulatory authority.

Request for Comments

The OCC requests comments on all aspects of the request for a determination of whether the application of the Rule to national banks is preempted by Federal law.

Dated: March 6, 1995.

Eugene A. Ludwig,

Comptroller of the Currency.

[FR Doc. 95-5879 Filed 3-9-95; 8:45 am]

BILLING CODE 4810-33-P

Fiscal Service

[Dept. Circ. 570, 1994 Rev., Supp. No. 13; 4-00236]

Harco National Insurance Company; Surety Companies Acceptable on Federal Bonds; Redomestication

Harco National Insurance Company has redomesticated from the state of New York to the State of Illinois effective December 31, 1994. The company was last listed as an acceptable surety on Federal bonds at 59 FR 34158, July 1, 1994.

Federal bond-approving officers should annotate their reference copies of the Treasury Circular 570, 1994 revision, on page 34158 to reflect this change.

Questions concerning this notice may be directed to the Surety Bond Branch, Funds Management Division, Financial Management Service, Department of the Treasury, 3700 East West Highway, Rm. 6F04, Hyattsville, MD 20782, telephone (FTS/202) 874-6507.